

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MICHAEL CARROLL,

Plaintiff,

V.

KELSEY STEWART, et al.,

Defendants.

CASE NO. C15-5170 BHS-JRC

ORDER ADOPTING REPORT AND RECOMMENDATION

This matter comes before the Court on the Report and Recommendation ("R&R")

of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 29. The Court

having considered the R&R and the remaining record, and no objections having been

filed, does hereby find and order as follows:

(1) The R&R is ADOPTED:

(2) Defendants' motion to dismiss (Dkt. 17) is DENIED as moot; and

(3) This matter is re-referred to Magistrate Judge J. Richard Creature for

Further proceedings

Dated this 25th day August, 2015

Tom Selleck

BENJAMIN H. SETTLE
United States District Judge